

REGULATORY INFORMATION DISTRIBUTION SYSTEM (RIDS)

ACCESSION NBR:7905310440 DOC.DATE: 79/05/21 NOTARIZED: YES DOCKET #
 FACIL:50-315 DONALD C. COOK NUCLEAR POWER PLANT, UNIT 1, INDIANA & 05000315
 50-316 DONALD C. COOK NUCLEAR POWER PLANT, UNIT 2, INDIANA & 05000316
 AUTH.NAME: DOLAN,J.E. AUTHOR AFFILIATION: INDIANA & MICHIGAN POWER CO.
 RECIP.NAME: DENTON,H.R. RECIPIENT AFFILIATION: OFFICE OF NUCLEAR REACTOR REGULATION

SUBJECT: FORWARDS INDEMNITY FEE FOR UNIT 1 FOR 790526-800525 & FEE
 FOR UNIT 2 FOR 770818-790817,W/O ENCL.

DISTRIBUTION CODE: M001S COPIES RECEIVED:LTR 1 ENCL 0 SIZE: 3
 TITLE: INSURANCE: INDEMNITY/ENDORSEMENT AGREEMENTS.

NOTES: W/ CHECK \$52,036.03. I+E - 3 cys All MATL.

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JUN 4 1979

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INDIANA & MICHIGAN POWER COMPANY

P. O. BOX 18
BOWLING GREEN STATION
NEW YORK, N. Y. 10004

May 21, 1979
AEP:NRC:00191

Donald C. Cook Nuclear Plant Units 1 and 2
Docket Nos. 50-315 and 50-316
License Nos. DPR-58 and DPR-74
Indemnity Fee

Mr. Harold R. Denton, Director
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Mr. Denton:

Enclosed is a check for \$52,036.03 in payment of the Indemnity Fees for Units 1 and 2 of the Donald C. Cook Nuclear Plant.

Details of the fee for each of the Units are given below:

Unit 1

License No. DPR-58
Invoice No.: 571-79
Indemnity fee for the one year period from
May 26, 1979 through May 25, 1980.

REGULATORY DOCKET FILE COPY
\$19,500.00

Refund	<u>7,746.57</u>
Amount Due	\$11,753.43

Unit 2

License No. DPR-74
Invoice No.: 564-79

Indemnity fee for the two year period from
August 18, 1977 through August 17, 1979

\$40,482.60

Amount paid to date	<u>200.00</u>
Amount due	<u>\$40,282.60</u>
Total due for Units 1 and 2	\$52,036.03

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MOOI w/check
5/10 \$52,036.03
J

Mr. Harold R. Denton, Director

-2-

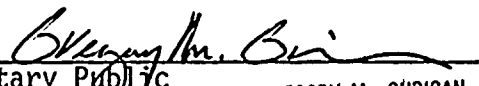
In the future, all communication related to the Donald C. Cook Nuclear Plant's indemnity fees should be directed to my attention.

Very truly yours,


John E. Dolan
Vice President

JED:em

Sworn and subscribed to before me
this 21ST day of May, 1979 in
New York County, New York


Notary Public
GREGORY M. GURICAN
Notary Public, State of New York
No. 31-4643431
Qualified in New York County
Commission Expires March 30, 1981

cc: Attached

2005/10/01
10:07 AM
Denton

100

100

Mr. Harold R. Denton, Director

-2-

AEP:NRC:00191

cc: R. C. Callen
G. Charnoff
P. W. Steketee
R. Walsh
D. V. Shaller-Bridgman
R. W. Jurgensen
R. J. Vollen



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

AUG 14 1979

Docket Nos. 50-315
50-316

Indiana & Michigan Power Co.
ATTN: Mr. John Tillinghast
Vice President
P. O. Box 18
Bowling Green Station
New York, New York 10004

Gentlemen:

We are enclosing herewith an amendment to your indemnity agreement reflecting a change in 10 CFR Part 140, "Financial Protection Requirements and Indemnity Agreements." The amendment to Part 140, which was effective on August 1, 1977, adds a new "Article VIII" to § 140.92. This article establishes procedures that the Commission would utilize to recover retrospective premiums paid by the Government on behalf of defaulting licensees.

We would appreciate your indicating your acceptance of the amendment to your indemnity agreement in the space provided and returning one signed copy to the undersigned.

Sincerely,

Jerome Saltzman, Chief
Antitrust & Indemnity Group
Nuclear Reactor Regulation

Enclosure:
Amendment to Indemnity Agreement

Insur. 2
GP

1954 11 20

Docket Nos. 50-315
50-316

AMENDMENT TO INDEMNITY AGREEMENT NO. B-61

AMENDMENT NO. 8

Effective August 1, 1977, Indemnity Agreement No. B-61, between Indiana and Michigan Power Company and Indiana and Michigan Electric Company, and the Atomic Energy Commission, dated May 26, 1972, as amended, is hereby further amended by adding a new Article VIII to read as follows:

"ARTICLE VIII

- "1. If the licensee fails to pay assessed deferred premiums, the Commission reserves the right to pay those premiums on behalf of the licensee and to recover the amount of such premiums from the licensee.
- "2. The Commission shall require the immediate submission of financial statements by those licensees who indicate, after an assessment of the retrospective premium by the insurance pools, that they will not pay the assessment. Such financial statements shall include, as a minimum, exhibits indicating internally generated funds from operations and accumulated retained earnings. Subsequent submission of financial statements by such licensees may be requested by the Commission, as required.
- "3. If premiums are paid by the Commission as provided in paragraph 1, payment by the Commission shall create a lien in the amount paid in favor of the United States upon all property and rights to property, whether real or personal, belonging to such licensee. The lien shall arise at the time payment is made by the Commission and shall continue until the liability for the amount (or a judgment against the licensee arising out of such liability) is satisfied or becomes unenforceable. The Commission will issue a certificate of release of any such lien if it finds that the liability for the amount has been fully satisfied or has become legally unenforceable.

OFFICE >						
SURNAME >						
DATE >						

UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D. C.

TO THE HONORABLE ATTORNEY GENERAL
FROM THE HONORABLE ATTORNEY GENERAL
SUBJECT: [Illegible]

MEMORANDUM

FOR THE ATTORNEY GENERAL
DATE: [Illegible]
TO: [Illegible]

1. [Illegible]
2. [Illegible]
3. [Illegible]
4. [Illegible]
5. [Illegible]
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13. [Illegible]
14. [Illegible]
15. [Illegible]
16. [Illegible]
17. [Illegible]
18. [Illegible]
19. [Illegible]
20. [Illegible]

"4. If the Commission determines that the licensee is financially able to reimburse the Commission for a deferred premium payment made in its behalf, and the licensee, after notice of such determination by the Commission fails to make such reimbursement within 120 days, the Commission will take appropriate steps to suspend the license for 30 days. The Commission may take any further action as necessary if reimbursement is not made within the 30-day suspension period including, but not limited to, termination of the operating license."

FOR THE UNITED STATES NUCLEAR REGULATORY COMMISSION

/s/ JEROME SALTZMAN

Jerome Saltzman, Chief
Antitrust and Indemnity Group
Office of Nuclear Reactor Regulation

Accepted _____, 1978

By _____
INDIANA AND MICHIGAN POWER COMPANY

Accepted _____, 1978

By _____
INDIANA AND MICHIGAN ELECTRIC
COMPANY

Distribution:
Licensee (3)
PDR
LPDR
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AIG Reading

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SURNAME >	IDinitz:na	JSaltzman				
DATE >	8/ /78	8/ /78				

[illegible]

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NOTES

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